Attorney Docket No.: 3371.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

David Stem et al

Application No.: 09/682,837

Filed: October 23, 2001

For: Apparatus and Method for Scanning

Multiple Arrays of Biological Probes

Examiner:

Betty J. Forman

Art Unit:

1634

PETITION TO CORRECT

INVENTORSHIP UNDER 1.48(a)(1)

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

The Assignee and Inventors of U.S. Patent Application Serial No. 09/682,837, hereby request that Richard P. Rava, be added as inventor of this patent application.

We also enclose with this Petition the following papers that are required under 37 C.F.R. 1.48(a): A fee transmittal form authorizing the Commissioner to charge the \$130 fee specified in 37 C.F.R. 1.17(i) for filing this Petition; Statement of the added inventor; Declaration by the actual inventors; and Statement by the Assignee of Interest. As indicated in the attached statements, the error occurred without any deceptive intent.

If there are any other fees due in connection with the filing of this Petition, please charge the fees to Deposit Account 10-0431.

Respectfully submitted,

Date: March 17, 2003

Customer No. 22886

Affymetrix, Inc. 3380 Central Expressway Santa Clara, CA 95051 781-280-1712

Alan B. Sherr. Reg. No. 42,147 03-17-03 03:40pm From-Affymetrix Legal
Mar-17-03 08:34am From03-13-03 04:55pm From-

T-846 P.008/013 F-463

Attorney Docket No.: 3371.)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

Art Unit:

Betty J. Forman

1634

STATEMENT UNDER 1.48(a)(2)

In re application of:

David Stern et al

Application No.: 09/682,837

Filed: October 23, 2001

For: Apparatus and Method for Scanning Multiple Arrays of Biological Probes

Assistent Commissioner for Patents Washington, D.C. 20231

Sir:

I, Richard P. Rava, state:

- 1. My address is 1 Quetzal Ct, Redwood City, California. My country of residency and nationality is the United States.
- 2. The inventorship error of failing to include myself, Richard P. Rava, as an inventor of the above referenced parent application occurred without any deceptive intention on my part.

Date: 3/17/2003

Richard P. Rava

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Assistant Commissioner for Patents, Weshington, DC 20231.

Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached bereto.

Additional invagor application numbers are listed on a supplemental priority data wheer PTO/SE/028 etherhed hereign

Filing Date (MM/DD/YYYY)

I hereby claim the benefit under 35 U.S.C. 119(e) of env United States provisional application(s) listed below.

10/24/00

60/242,975

Application Number(s)

03-17-03

03:41pm

From-Affymetrix Legal

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Processor (1897)

Approved for use transplacement (1897)

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DECLARATION — Utility or Design Patent Application

I hereby craim the benefit under 86 U.S.C. 120 of any United States application(s), or 3658 of any PCT international application designating the United States of America, listed below and, insofar as the subject media; of each of the claims of this application is not sixclosed in the

U.S. Parent Application of PC Number	Pare (Mi)		Parent Patent Number (If applicable)				
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Attorney Docket No.: 3371.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

Art Unit:

In re application of:

David Stern

Application No.: 09/682,837

Filed: October 23, 2001

For: Apparatus and Method for Scanning Multiple Arrays of Biological Probes STATEMENT UNDER 1.48(a)(5)

1634

Betty J. Forman

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

I, the undersigned, on behalf of AFFYMETRIX, INC., the assignee of interest in U.S. Patent Application Serial No. 09/682,837 hereby agree to the change of the inventorship in that application by adding Richard P. Rava as inventor. Attached herewith is a Certificate Under 37 C.F.R. 3.73(b), which establishes the ownership rights.

AFFYMETRIX, INC.

Date: March 4,2003

Barbara A. Caulfield

Executive Vice President and General Counsel

PTO/\$E/96 (6-98)
Approved for use through 09/30/2000, OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMS control number.

STATEMENT UNDER 37 CFR 3.73(b) Applicant/Patent Owner: Affymetrix, Inc.	<u></u>
Application No./Patent No.: 09/682,837 Filed/Issue Date: October 23, 2001	_
Entitled: Apparatus and Method for Scanning Multiple Arrays of Biological Probes	
Affymetrix, Inc. , a Corporation	_
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)	
states that it is:	
1. X the assignee of the entire right, title, and interest; or	
2. an assignee of an undivided part interest	
in the patent application/patent identified above by virtue of either:	
A. Απ assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel <u>012175</u> , Frame <u>0860</u> , or for which a copy thereof is attached.	
OR	
B. A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:	
To: The document was recorded in the Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.	
From: To: The document was recorded in the Patent and Trademark Office at Reel, or for which a copy thereof is attached.	
To: The document was recorded in the Patent and Trademark Office at Reel, Frame, or for which a copy thereof is attached.	
Additional documents in the chain of title are listed on a supplemental sheet.	i
Copies of assignments or other documents in the chain of title are attached. <u>INOTE</u> : A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. <u>See MPEP 302-302.8</u>]	
The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee. March 4 2003	
Barbara A. Caulfield	
Typed or printed name	ĺ
Executive Vice President and General Counsel	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sont to the Chief Information Officer, Patent and Crammissioner for Patents, Washington, DC 20231, DON OT \$ END FEES OR COMPLETED FORMS TO THIS ADDRESS. S END TO: Assistant Commissioner for Patents, Washington, DC 20231,